

AN ORDINANCE

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AUTHORIZING ADDITIONAL FUNDS IN THE AMOUNT OF \$10,000.00 FOR FEE SIMPLE TITLE TO ONE PARCEL AND \$12,000.00 FOR MISCELLANEOUS EXPENSES RELATED TO CONSTRUCTION OF UTILITIES FOR A TOTAL AMOUNT OF \$22,000.00 FROM 2000 CERTIFICATES OF OBLIGATION PAYABLE TO COMMERCIAL ABSTRACT & TITLE COMPANY D/B/A LAWYERS TITLE OF SAN ANTONIO AS ESCROW AGENT FOR HM DOMINION RIDGE, LTD, IN CONNECTION WITH THE FIRE STATION NO. 47 PROJECT, LOCATED IN COUNCIL DISTRICT 8, APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

WHEREAS, Ordinance No. 96036, passed and approved on June 27, 2002, appropriated the amount of \$226,000.00 to HM Dominion Ridge, Ltd. for fee simple title to one parcel in connection with the Fire Station No. 47 Project; and

WHEREAS, as part of the land transaction, the City staff has negotiated the terms of the transaction with the owner of this property and the City Council finds that the proposed terms are reasonable; and

WHEREAS, this ordinance amends Ordinance No. 96036 by appropriating the additional sum of \$22,000.00 to complete the purchase of this property; and

WHEREAS, funds are available to acquire the necessary parcel; **NOW, THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Ordinance No. 96036, dated June 27, 2002, in the amount of \$226,000.00 is hereby amended to authorize the purchase in the amount of \$247,978.08 for the property described as being 1.011 acres of land, more or less, out of the John Neutze Survey No. 325, Abstract 554, County Block 4729, New City Block 4729, and the M. Torin Survey No. 25, Abstract 554, County Block 4754, and the Ludovic Colquhuon Survey No. 24, Abstract 133, County Block 4034 in the City of San Antonio, Bexar County, Texas to be known as Lots 2, 3, 4 and 5, Block 11, New City Block 18338 (Parcel 16544).

SECTION 2. The budget in fund 43-001095, 2000 Fire Station Improvements, is revised by reducing Index Code 551515, entitled Unallocated Appropriations-Proceeds, by the amount of \$22,000.00.

SECTION 3. The amount of \$22,000.00 is appropriated in fund 43-001007, 2000 Fire Station Improvements, in Index Code 936575, entitled Trf to 43-612008 Fire Station #47. The amount of \$22,000.00 is authorized to be transferred from 43-001007 to 43-612008.

SECTION 4. The budget in fund 43-612000 is revised by increasing Index Code 121582, entitled Trf Fr 43-001007 (43-612008) Fire Station 47, by the amount of \$22,000.00.

SECTION 5. The amount of \$10,000.00 is appropriated in Fund 43-612008, 1996 Certificates of Obligation Fire Station Land Acquisition, Construction, in Index Code 518126, entitled "Land Acquisition", and is authorized to be encumbered and made payable to **Lawyers Title of San Antonio** as escrow agent for HM Dominion Ridge, Ltd.

SECTION 6. The amount of \$12,000.00 is appropriated in Fund 43-612008, 1996 Certificates of Obligation Fire Station Land Acquisition, Construction, in Index Code 518167, entitled "Miscellaneous Fees", and is authorized to be encumbered and made payable to **Lawyers Title of San Antonio** as escrow agent for HM Dominion Ridge, Ltd.

SECTION 7. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

SECTION 8. A copy of the respective instrument shall be submitted to the City Attorney for approval under Section 54, Charter of the City of San Antonio. If the instrument is approved by the City Attorney then the City of San Antonio accepts title to the respective parcels upon closing of this transaction.

SECTION 9. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and funds numbers as necessary to carry out the purpose of this Ordinance.

SECTION 10. This Ordinance shall be effective on December 22, 2002.

PASSED AND APPROVED this the 12th day of December, 2002.

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M A Y O R

ATTEST:

Jolanda L. Ledesma
CITY CLERK

APPROVED AS TO FORM:

[Signature]
City Attorney